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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Cefali, Eugenio  
Serial No.: 08/962,421  
Filing Date: 31 October 1997  
Docket Number: 50454-56103USCIP3  
Title:

INTERMEDIATE RELEASE NICOTINIC ACID COMPOSITIONS FOR  
TREATING HYPERLIPIDEMIA WHICH EXHIBIT AN IN VIVO STEADY  
STEPPED ABSORPTION CURVE

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OFFICE OF PETITIONS

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir;

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application are the following documents:

1. Request for Continued Examination (Form PTO/SB/30) including fee authorization;
2. Request for 3 Month Extension of Time to file Response to Office Action mailed on January 26, 2005;
3. Response to Office Action mailed on 26<sup>th</sup> January 2005; and
4. Return Postcard.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

Kos Pharmaceuticals, Inc.

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CERTIFICATION UNDER 37 C.F.R., §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date

Karen Messick